

MIAMI TOWNSHIP BOARD OF TRUSTEES

MAY 21, 2013

The Miami Township Board of Trustees met in regular session on Monday, May 21, 2013 at 7:00 PM. Trustee Karl Schultz called the meeting to order and Michael Vanderloo of Troop 365 of Epiphany Church led the Pledge of Allegiance. The invocation was given by Pastor Nathaniel Pringle of the Eastside Community Bible Church. Fiscal Officer, Eric C. Ferry, called the roll. Attending were Trustees Karl Schultz, Ken Tracy and Mary Makley Wolff. Mr. Tracy made a motion to approve the minutes of the April 16, 2013 business meeting and the May 13, 2013 work session, seconded by Mrs. Wolff. Upon roll call, all voted "AYE."

Correspondence: Mr. Ferry advised of one liquor permit to Stamper Stores on Branch Hill Guinea Pike with no objections.

Proclamations & Special Presentations: Chief Bailey of the Miami Township Police Department presented Officer Kevin Petrocelli with the Police Service Award.

Ms. Andrea Brady, Milford School Board Member, and the Board of Trustees gave recognition to the Student Essay Contest winners.

The Board of Trustees read a proclamation recognizing May as National Public Works Month. Mr. Ed Seigla was present to accept the proclamation for the Service Department.

Department Reports: A representative of each department presented a report of activities during the month of April 2013.

Community Development	Mr. Ethridge
Finance	Mr. Ferry
Fire/EMS	Chief Whitworth
Police	Chief Bailey
Recreation	Mrs. Thibodeau
Service	Mr. Mantel

Old Business: None

New Business: Mrs. Wolff made a motion to pay the bills of the Township with 274 checks numbered 114553 - 114828 and 25 electronic checks numbered 151 - 176 for the total amount \$1,484,536.36 plus payroll and payroll taxes for the week of 04/13/2013 in the amount of \$364,555.01 payroll and payroll taxes for 04/27/2013 in the amount of \$355,534.66 and payroll and payroll taxes for 05/11/2013 in the amount of \$354,300.14, seconded by Mr. Tracy with all voting "AYE".

Mr. Fronk advised the Board of the need for a Then and Now Certificate in the amount of \$5,964.32.

Mr. Tracy moved to adopt **Resolution 2013-16** authorizing the Township Fiscal Officer to issue and certify a Then and Now Certificate for payment of various expenditures totaling \$5,964.32, seconded by Mrs. Wolff with all voting "AYE".

Mr. Fronk presented personnel actions to the Board for their consideration. In the Recreation Department to grant employment to Mariah Hauser as a Probationary YELL Program Volunteer effective 5/22/13; Teresa VanCauwenbergh as a Probationary Recreation Assistant (already a YELL Volunteer) at \$8.00/hr effective 5/22/13); Nick Burgess as a Probationary Recreation Assistant at \$8.00/hr. effective 5/22/13 and to Emily Poole as a Probationary Recreation Assistant at \$8.00/hr effective 5/22/13. Mr. Fronk is recommending the Board approve the Recreation Department personnel actions as presented.

Mr. Tracy moved to approve the Recreation Department personnel actions as presented, seconded by Mrs. Wolff with all voting "AYE".

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In the Service Department Mr. Fronk is recommending the Board accept the resignation of Brian Althammer effective April 24, 2013; to offer conditional employment to Deon Walker and Brandon Sevier as part-time maintenance worker and to offer final employment to Gary Frank for the position of Maintenance Worker 3-5 at a pay rate of \$21.83 effective June 3, 2013. Mr. Fronk explained that Mr. Frank was a previous employee that suffered an injury outside of work and went out on a retirement disability. According to the Ohio Revised Code and PERS regulations, he has five years to come back to his previous position as long as he has healed. He has been released by his personal doctor and went through a fit for work physical by our doctor and both doctors have said Mr. Frank is fit for duty. Mr. Fronk explained this is more of a reinstatement for the position. Mr. Fronk is recommending the Board approve the Service Department personnel actions as presented.

Mrs. Wolff moved to approve the Service Department personnel actions as presented, seconded by Mr. Tracy with all voting "AYE".

In the Fire Department Mr. Fronk is recommending the Board Remove Russ Stansell, from probation to the position of Part-Time Firefighter 2 / Medic at Pay Rates: Base – \$16.18 Day – \$20.39 Night – \$17.50, effective 4-14-2013 and Remove Joe Elliott from probation to the position of: Part-Time Firefighter 2 / EMT, at Pay Rates: Base – \$15.30 Day – \$13.97 Night – \$18.18 effective 5-12-2013.

Mr. Tracy moved to approve the personnel actions, as presented, for the Fire/EMS Department, seconded by Mrs. Wolff with all voting "AYE".

Mr. Fronk advised the Board that the Clermont county Transportation Improvement District has change the manner in which it produces its financial statements and will affect the manner in which the Township will encumber our matching funds for Miami Township projects. It does not affect our annual contribution to the TID. One project is the widening of Branch Hill Guinea Pike from Glen Echo Drive south to St. Rt. 28 from two lanes to three lanes and the construction of sidewalks on one side. The Board will need to adopt a resolution appropriating the matching funds with the Fiscal Officer's certification that the funds are available.

Mrs. Wolff moved to adopt **Resolution 2013-17** a resolution appropriating funds for the construction of roadway improvements along Branch Hill Guinea Pike from Glen Echo Drive south to St. Rt. 28, seconded by Mr. Tracy with all voting "AYE".

Mr. Fronk advised the Board that Miami Township has had a long standing contract with Loveland Symmes Fire District for their fire and EMS to service the O'Bannonville area and the contract has been beneficial to both jurisdictions over the years. Loveland Symmes Fire District has submitted a renewal contract for two years at a cost of \$10,000.00 per year. The previous contract was for \$4,000.00. The increase is due to increased costs and potential risk and liability. The contract has been reviewed and approved as to form by the Law Director. Mr. Fronk is recommending the Board approve the contract.

Mr. Tracy moved to enter into a contract with the Loveland Symmes Fire District in an amount not to exceed \$10,000.00 per year with a contract term of 2 years and authorize the Township Administrator to execute the contract on behalf of the Board, seconded by Mrs. Wolff with all voting "AYE".

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Mr. Fronk advised the Board that the Ohio Department of Public Safety Emergency Management Agency (Ohio EMA) has been operating a State of Ohio Rain/Snow Monitoring System as the South Fire Station for a number of years under a Memorandum of Understanding. The Ohio EMA is requesting to renew the Memorandum of Understanding for another five (5) years. The MOU has been reviewed and approved as to form by our Law Director. Mr. Fronk is recommending the Board enter into a Memorandum of Understanding between the Ohio Department of Public Safety Ohio Emergency Management Agency and the Miami Township Fire and EMS Department.

Mr. Tracy moved to enter into a Memorandum of Understanding between the Ohio Department of Public Safety Ohio Emergency Management Agency and the Miami Township Fire and EMS Department, seconded by Mrs. Wolff with all voting "AYE".

Mr. Fronk advised the Board that every May the Township's Property and Liability Insurance Policy is up for renewal. The 2013-2014 renewal is \$120,412.00 and Miami Township will be receiving a 2013 Capital Distribution (rebate) of \$7,554.36 making the effective renewal \$112,857.64. Mr. Fronk is recommending the Board renew the Property and Casualty insurance with OTARMA in an amount not to exceed \$120,412.00.

Mrs. Wolff moved to renew our Property and Casualty insurance with OTARMA in an amount not to exceed \$120,412.00, seconded by Mr. Tracy with all voting "AYE".

Mr. Fronk advised the Board that the plans and bid specifications for the parking lot expansion project at Community Park are complete and is requesting authorization to bid the project with a bid opening on June 13, 2013 at 3:00 p.m.

Mr. Tracy moved to authorize the advertisement for bid for the Community Park parking lot expansion with a bid opening date of June 13, 2013 at 3:00 p.m. at the Miami Township Civic Center, seconded by Mrs. Wolff with all voting "AYE".

Mr. Fronk advised the Board of the need to adopt a resolution for a Nuisance Abatement for three properties with high grass.

Mrs. Wolff moved to adopt **Resolution 2013-18** a resolution authorizing the abatement, control or removal of vegetation, garbage, refuse or debris, seconded by Mr. Tracy with all voting "AYE".

Mr. Fronk advised that the Board of the need to renew the street lighting district for Hunt Club, section 7.

Mr. Tracy moved to adopt **Resolution 2013-19** a resolution providing the procurement of a street lighting system, dispensing with the second reading and declaring an emergency, seconded by Mrs. Wolff with all voting "AYE".

Mr. Fronk presented the results of an internal audit of Township streets, in a platted subdivision, where it is being recommended that the speed limit on these streets be reduced from 55 mph to 25 mph.

Mr. Tracy moved to adopt **Resolution 2013-20** a resolution lowering the speed limit on certain streets in Miami Township, seconded by Mrs. Wolff with all voting "AYE".

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Mr. Fronk advised that Mr. Mantel, Service Director, has requested the County Engineer conduct a speed limit study on Long Lane, Orchard Lake Drive, Pine Lane and Apgar Road. These are Township streets not in a platted subdivision. The County completed the field work and a resolution from the Township is required before the studies are submitted to ODOT for final approval and it is being recommended the speed limit be reduced from 55 mph to 25 mph on these streets.

Mrs. Wolff made a motion to adopt Resolution 2013-21 a resolution requesting the County Engineer conduct a speed limit study on Long Lane, Orchard Lake Drive, Pine Lane and Apgar Road, dispensing with the second reading and declaring an emergency, seconded by Mr. Tracy with all voting "AYE".

Public Comment: Mr. Marvin Hudson came forward regarding the St. Vincent de Paul Run for the Poor. Mr. Hudson gave a timeline of the events for the run on June 8th.

Mr. Robert Wetick, of 5524 Scarlet Maple, came forward regarding a hole in his yard he believes was caused from a collapsed underground storm drainage pipe that was put in by the developer. The drain pipe drains three subdivision streets of storm water. Mr. Wetick stated he spoke with the Township and the County and wants to know who is responsible for fixing the problem. A neighbor of Mr. Wetick came forward to state she has spoken to her insurance company and they do not want to take cover of the problem and would like the problem fixed so someone doesn't get hurt. The Trustees assured the residents they would look into this. Mr. Matt Fellerhoff, part of the Township's Legal Counsel, stated it's a little more time consuming because of the research that has to be done. He assured the residents they will research this to see who is responsible. Mr. Mantel asked the residents to keep an eye on the situation and if the hole gets any bigger he will be out to put more snow fencing around it.

Mr. Tracy made a motion to go into Executive Session to discuss the employment and compensation of a public employee Pursuant to "Section 121.22(G)(1) of the Ohio Revised Code, to consider the sale or purchase of property Pursuant to Section 121.22(G)(2) of the Ohio Revised Code and to discuss preparing for, conducting or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment Pursuant to Section 121.22 (G)(4) of the Ohio Revised Code, seconded by Mrs. Wolff with all voting "AYE".

Mr. Tracy made a motion to come out of Executive Session, seconded by Mrs. Wolff with all voting "AYE".

With no further business to come before the Board the meeting was adjourned at 8:50 p.m.

ATTEST: _____
Eric C. Ferry, Fiscal Officer

Karl Schultz, Chairperson